IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 28TH MARCH 2007 / 7TH CHAITHRA 1929

WP(C).No. 8528 of 2007(M)

PETITIONER:

C.M.SOMAN,AGED 35 YEARS,S/O.MADHAVAN,
RESIDING AT CHITTADICHALI VEEDU,(MURGAKUNNEL),
NERIYAMANGALAM,ERNAKULAM DISTRICT.

BY ADV. SRI.T.RAJASEKHARAN NAIR

RESPONDENTS:

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1. STATE OF KERALA REPRESENTED BY ITS SECRETARY,DEPARTMENT OF AGRICULTURE,SECRETARIT, THIRUVANANTHAPURAM.

2. THE SUPERINTENDENT,DISTRICT AGRICULTURAL FARM,NERIYAMANGALAM,ERNAKULAM DISTRICT.

3. THE CHAIRMAN,ERNAKULAM DISTRICT PANCHYATH STANDING COMMITTEE,OFFICE OF THE DISTRICT PANCHAYATH,ERNAKULAM.

R3 BY ADV. SRI.C.M.SURESH BABU
R1, R2 BY GOVT. PLEADER SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B.RADHAKRISHNAN, J.

W.P(C).No.8528 OF 2007

Dated this the 28th day of March, 2007

JUDGMENT

Counsel for the third respondent submits on instructions that on the re-tender for this year, the highest amount quoted was lesser than the amount quoted during the previous year. This is recorded and the writ petition is closed giving the respondent with liberty to take appropriate action in accordance with law.

2. The petitioner's request that he may be permitted to collect the cashew for this year also will be appropriately considered. If he is not permitted so, whatever amount has been deposited by him will be refunded.

This judgment does not touch any right of the petitioner for any compensation and if he has got any sustainable cause of action, it will be open for him to sue the second respondent before the appropriate forum.

THOTTATHIL B.RADHAKRISHNAN
Judge

kkb.